

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT WINCHESTER**

UNITED STATES OF AMERICA)	
)	Case No. 4:18-cr-4
v.)	
)	Judge Travis R. McDonough
TIMOTHY J. POE)	
)	Magistrate Judge Christopher H. Steger

ORDER

U.S. Magistrate Judge Christopher H. Steger filed a report and recommendation (Doc. 17) recommending that the Court: (1) grant Defendant's motion to withdraw his not guilty plea as to Counts One and Four of the five-count Indictment; (2) accept Defendant's guilty plea as to Counts One and Four of the five-count indictment; (3) adjudicate Defendant guilty of possession of a firearm and ammunition by a convicted felon in violation of 18 U.S.C. § 922(g)(1) and possession with intent to distribute a mixture and substance containing a detectable amount of methamphetamine in violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C); and (4) order that Defendant remain in custody until sentencing in this matter. Neither party filed a timely objection to the report and recommendation. After reviewing the record, the Court agrees with Magistrate Judge Steger's report and recommendation. Accordingly, the Court **ACCEPTS** and **ADOPTS** the magistrate judge's report and recommendation (Doc. 17) pursuant to 28 U.S.C. § 636(b)(1) and **ORDERS** as follows:

1. Defendant's motion to withdraw his not guilty plea as to Counts One and Four of the five-count Indictment is **GRANTED**;

2. Defendant's plea of guilty to Counts One and Four of the five-count Indictment is **ACCEPTED**;
3. Defendant is hereby **ADJUDGED** guilty of possession of a firearm and ammunition by a convicted felon in violation of 18 U.S.C. § 922(g)(1) and possession with intent to distribute a mixture and substance containing a detectable amount of methamphetamine in violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C); and
4. Defendant **SHALL REMAIN** in custody until sentencing in this matter which is scheduled to take place on **September 7, 2018, at 2:00 p.m.** before the undersigned.

SO ORDERED.

/s/ Travis R. McDonough

TRAVIS R. MCDONOUGH
UNITED STATES DISTRICT JUDGE